THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

MINUTES OF MEETING

OCTOBER 18, 19, 2010 NEW ORLEANS, LOUISIANA

A meeting of the Louisiana State Board of Medical Examiners, pursuant to call of the President and lawful notice, was duly convened and called to order at 8:30 a.m., Monday, October 18, 2010, by order of the President, at the offices of the Board, 1515 Poydras Street, Suite 2700, New Orleans, Louisiana.

Board Members were present as follows:

Mark Henry Dawson, M.D, President Melvin G. Bourgeois, M.D., Secretary-Treasurer Kweli J. Amusa, M.D. John Michael Burdine, M.D. Cynthia Gail Montgomery, M.D.

Board Members absent as follows:

Robert Earl Dawson, M.D., Vice-President Kim Edward LeBlanc, M.D., Ph.D.

The following members of the Board's staff were present:

Robert L. Marier, M.D., Executive Director
Emily Diane Eisenhauer, M.D., Assistant Director of Investigations
Thania Elliott, RN, Investigator
Grace Hammons, Program Compliance Officer Manager
Christine Holder, Program Compliance Officer III
Leslie Rye, Program Compliance Officer III
Merian Glasper, Director of Licensure
Rita L. Arceneaux, Confidential Executive Assistant

Legal counsel to the Board was present as follows:

Judge Frederick S. Ellis Philip O. Bergeron

First Session Monday, October 18, 2010

- 1. Minutes of September 19, 20, 2010 Meeting. The Board reviewed the minutes of its meeting of September 19, 20, 2010. On the motion of Dr. Amusa, duly seconded by Dr. LeBlanc and passed by unanimous voice vote, the Board approved the minutes of the meetings together with the executive sessions conducted during such meeting with all necessary corrections.
- 2. Status Report on Action Items of Prior Board Meetings; Report on Assignments to Counsel. The Board noted that action items as assigned to staff and counsel from previous meetings had been completed. No further action was required or taken on this matter.
- 3. Communication and Information; Personal Appearance; Federation of State Medical Boards (FSMB). Ram R. Krishna, M.D., Director-At-Large, Todd Phillips, MBA, Chief Financial Officer, and Mike Dugan, MBA, Chief Information Officer, appeared before the Board to give a presentation updating the Board on services provided by the FSMB as well as current projects under development. No further action was required or taken on this matter.

4 Rules and Regulations.

- a.. Final Rules/Amendments: None published since the last meeting of the Board.
- Rules/Amendments Noticed for Intent: Physicians and Surgeons Emergency Transfer of Patients: The Board directed the development of a rule that would exempt the need for licensure of physicians and allied health care professionals, licensed in another state, who are part of a transport team providing emergency or other medical services to patients during transfer or transportation to or from a hospital in this state. A draft was presented for initial consideration and discussion during its March 2010 meeting. Following discussion, the Board decided to approve publication of a Notice of Intent to adopt the proposed amendments in the Louisiana Register. The Notice of Intent appeared in the August 2010 edition of the Louisiana Register. Physicians and Surgeons -Unprofessional Conduct: The Board proposed to adopt rules identifying some of the instances that constitute unprofessional conduct and thereby provide a basis for enforcement of disciplinary action. Following due consideration and acceptance of technical changes, the Board approved publication of Notice of Intent to adopt the proposed rules in the Louisiana Register. The Notice of Intent to adopt the proposed rules appeared in the September 2010 edition of the Louisiana Register. Physicians and Surgeons - Combined internship/Exception to 10 Year Rule: The Board proposed to amend Section 311 of its rules to: (i) provide that a combined internship program which is not accredited shall be deemed to satisfy the internship requirement for licensure, provided that each program of the combined program is accredited; and (ii) consider for licensure applicants who complete a residency or fellowship within the last four years and are continuing training or practicing in their specialty, irrespective of whether or not the applicant passed the qualifying national examination within a span of ten years as is otherwise required for applicants. A draft was presented for initial consideration and

discussion at its March 2010 meeting. Following discussion at its March and June 2010 meetings, the Board approved publication of *Notice of Intent* to adopt the rule amendments in the *Louisiana Register*. The *Notice of Intent* to adopt the proposed rules appeared in the September 2010 edition. **Physicians and Surgeons - Reciprocity:** The Board proposed to amend Section 353 to: (i) clarify that the limitation on examination attempts (Section 387) applies equally to reciprocity applications; and (ii) apply the proposed amendment to Section 311B equally to reciprocity applicants, e.g. those completing residency training and are continuing in fellowship or practicing in their specialty need not have taken the qualifying examination for licensure within a span of ten years. Following consideration, the Board approved publication of *Notice of Intent* to adopt the rule amendment. The *Notice of Intent* appeared in the September 2010 edition of the *Louisiana Register*.

Rules/Amendments Under Development - Respiratory Therapy - The Respiratory Therapy Advisory Committee reviewed the current rules to ascertain what modifications may be needed in light of the legislative changes to the Louisiana Respiratory Therapy Act in 2007 and provided its recommendations for review. A revised draft was received from the Committee. As soon as a final draft has been prepared, it will be presented to the Board for review and discussion. Perfusionist - The Perfusion Advisory Committee prepared an initial draft of rules for this category of allied health care professionals. A revised draft was received and is being studied. As soon as it has been refined, it will be presented to the Board for consideration. Physicians and Surgeons - Mid-Level Providers - The Board appointefd a Committee to work on the development of rules for supervision, collaboration and consultation with mid-level providers. As soon as such draft is finalized, it will be presented to the Board for consideration. Clinical Laboratory Personnel - The Clinical Laboratory Advisory Committee recommended that the Board undertake the following additional rule-making efforts: (i) to adopt staff's recommendations to include a number of causes that may give rise to the denial, suspension, or revocation of licensure; (ii) to delete Chapter 111 of its rules so that the Board may continue to handle disciplinary proceedings relative to CLP applicants/licensees as it does for all other allied health care providers; and (iii) to eliminate certification examinations CLS-G/CLS-T offered by two organizations, which in the view of the Committee, do not provide the minimum acceptable educational, clinical, employment or experience requirements requisite to licensure. The Board previously reviewed, discussed and decided to provide Notice of Intent to adopt items (i) and (ii) in the Louisiana Register and further requested and received clarification on item (iii) from the Committee. Representatives of the Board's CLP staff and CLP Advisory Committee appeared at the March 2010 meeting to discuss the recommendations to item (iii). Following discussion, the Board authorized publication of Notice of Intent to adopt the proposed rule amendments in the Louisiana Register. Prior to publication and following discussion at the March and June 2010 meetings, the Board discussed an exemption for military personnel. Following review and discussion, upon the motion of Dr. Robert Dawson, duly seconded by Dr. LeBlanc, the Board approved and authorized publication of Notice of Intent without reference to an exemption for military personnel to adopt the rule amendments in the Louisiana Register. Fiscal information was forwarded to the Louisiana Fiscal Office. It is anticipated the Notice of Intent will appear in

the November edition of the Louisiana Register. Physicians and Surgeons -Supervision of Unlicensed Providers - The Board directed staff/counsel to work on the development of rules for supervision of unlicensed providers of cosmetic and other medical services. As soon as a draft is finalized, it will be presented to the Board for consideration. Polysomnography - The Board received a proposed draft of new rules for polysomnographers from its Advisory Committee on Polysomnography. As soon as a final draft has been prepared, it will be presented to the Board for review and discussion. Physician Assistants – A draft of proposed amendments concerning scope of practice issues relating to physician assistants was referred to the PA Advisory Committee for input. A draft was presented to the Board for consideration at its July 2008 meeting. Suggested modifications, along with additional revisions from the Committee and staff were incorporated into a draft and considered by the Board at its August 2008 meeting. At that time, the Board approved the draft and voted to provide Notice of Intent to adopt the rules in the Louisiana Register. Prior to publication, the Board granted the request of the Physician Assistant Advisory Committee and the Louisiana Association of Physician Assistants to discuss the proposed rules at its December 15, 2008 meeting. Following discussion among these parties and the Board at that time, the Board decided to withhold publication of the Notice of Intent. A revised draft was presented for consideration. Following review and discussion, on the motion of Dr. Bourgeois and duly seconded by Dr. Burdine, the Board voted to move forward with publication of Notice of Intent to adopt the rule amendments with input from the PA Advisory Committee. Midwifery - The Board directed staff to prepare an amendment to its rules to address certification of midwifery training by a national accrediting entity. The matter is on hold pending a request for rulemaking (See item XX below) Medical Psychologists - The Board decided to undertake a rule making effort pursuant to Act 251 of the 2009 session of the Louisiana Legislature which, among other matters, transfers medical psychologists from the Louisiana State Board of Examiners of Psychologists to the Board. Following consideration at its August 2010 meeting, the Board approved publication of a Notice of Intent to adopt the rules in the Louisiana Register. It is anticipated the Notice of Intent will appear in the November edition of the Louisiana Register. Physicians and Surgeons -Demonstration of Clinical Competency: The Board instructed staff/counsel to work on the development of rules for demonstration of physician clinical competency for licensure reinstatement/renewal. A draft was presented to the Board for initial consideration and discussion at its April 2009 meeting. During its January 11, 2010 meeting, the Board reviewed, discussed and decided to provide Notice of Intent to adopt the proposed rules in the Louisiana Register. Private Radiologic Technologists: - The Board reviewed the proposed rule amendments that move the fee schedule for private radiologist technologists from Chapter 81 to Chapter 1 and revise the training requirements needed for certification. The Board approved providing a Notice of Intent to adopt the rule amendment in the Louisiana Register. Physicians and Surgeons - Board **Certification:** The Board directed staff/counsel to work on establishing and identifying criteria for Board Certification to be employed by the Board. Pursuant to this request, a draft was presented and discussed by the Board during its December 2009 and January 2010 meetings. A revised draft, incorporated suggested modifications was presented for

further consideration during its March 2010 meeting. At its June 2010, the Board received presentations from representatives of the American Board of Physician Specialties, the American Board of Medical Specialties and others on the proposed draft.

- **5.** Rules and Regulations; Midwifery; Louisiana Midwives Advisory Council; Personal Appearance. Sherry Daigle, MDW, Deborrah Anne Lastrapes, MDW, Emmy Trammell, MDW, representing the Louisiana Midwives Advisory Council accompanied by Amy Schonberger, midwifery patient, appeared before the Board in connection with their request to amend the Midwifery rules. They presented problems midwives face in obtaining physician backup and other requirements of the current rules. Following their presentation, the Board informed the LMAC to provide their specific recommendation at which time the Board will be in a better position to address amendment to the current rules reminding them of the constraints providing by the Midwifery law.
- **[6.]** Report on Pending Litigation. On the motion of Dr. Burdine duly seconded by Dr. Montgomery and passed by unanimous voice vote, the Board convened in executive session to receive the report of legal counsel on pending litigation to which the Board was a party and the status of proceedings for judicial review of prior Board decisions, La. Rev. Stat. § 42:17A(2). No further action was required or taken on this matter.
- [7.] Personal Appearances/Docket Calendar. On the motion of Dr. LeBlanc, duly seconded by Dr. Bourgeois and passed by unanimous voice vote, the Board convened in executive session, to review the calendar of personal appearances and docketed hearings, as matters relating to the character and professional conduct of a licensee and allegations of misconduct, La. Rev. Stat. 42:17 A(1), (4). No further action was required or taken on this matter.
- **[8.] Investigative Reports.** Continuing in executive session, the Board considered the investigative reports as matters relating to the character and professional conduct of a licensee, and allegations of misconduct, La. Rev. Stat. §42:17A(1) and (4). Following review and discussion the Board resumed in open session. Upon motion made, duly seconded and passed by unanimous voice vote, the Board approved the following:
 - a. Consent Orders: The following Consent Orders were accepted:

Gerome Thompson, M.D., Docket No., 07-I-186 Kami Carpenter Boudreaux, OTT, Docket No., 10-I-363 Stephanie Ann Richards, LRT, Docket No., 09-I-562 Anthony Stephen Jase, M.D., Docket No., 07-I-706 Richard Colon-Ortiz, M.D., Docket No., 04-I-6768 Antonio Dessell Edward, M.D., Docket No., 09-I-747 Jerome E. Kurpel, M.D., Docket No., 09-I-671 Anthony Carroll Scalia, LRT, Docket No., 10-I-735 Jill Jane Feinberg, M.D., Docket No., 09-I-708 Ashley Erin Albright, ATH, Docket No., 10-I-842 Edgar Calhoun Bice IV, ATH, Docket No., 10-I-758 Terry John Braud, PA, Docket No., 08-I-899 Abigail Plaisance Peneguy, PA, Docket No., 08-I-901 Christopher William Armstrong, PA, Docket No., 08-I-900 Theresa Holmes, CRT, Docket No. 08-I-128 Scottie Brown Patton, ATH, Docket No., 10-I-758

b. Information Only: The following matters were presented for information only:

Docket No., 10-I-605 Docket No., 10-I-767 Docket No., 10-I-878

- c. <u>Closed Complaint Cases</u>: The Board reviewed the Closed Complaint Cases Report. No further action was required or taken on this matter.
- **[9.] Professional Liability Report.** On the motion of Dr. Bourgeois duly seconded by Dr. Burdine and passed by unanimous voice vote, the Board convened in executive session to consider the report of Dr. Eisenhauer, on professional liability cases reviewed since the last meeting of the Board as matters relating to the character and professional conduct of a licensee and allegations of misconduct, La. Rev. Stat. § 42:17A(1) and (4). No further action was required or taken on these matters.
- **[10.] Physicians Health Committee.** On the motion of Dr. Amusa, duly seconded by Dr. Montgomery and passed by unanimous voice vote, the Board convened in executive session to receive the report of Ed Middleton, Case Manager, Physicians' Health Foundation. Mr. Middleton reported on the participates in the Physicians' Health Program who were either appearing before the Board or had matters before the Board for review and discussion, as matters relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:17A(1) and (4). No further action was taken on this matter.
- [11.] General Disciplinary Matters. On the motion of Dr. Montgomery, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board convened in executive session to consider the requests relating to the execution or modification of a Decision and/or Consent Order as a matter relating to the character and professional conduct of licensees, pursuant to La. Rev. Stat. §42:17A(1). Following review and discussion, the Board resumed in open session and upon motion made and passed by unanimous voice vote, took the following actions:
 - a. <u>Probation Report</u> The Board noted the activity report for the probation department submitted for this month.
 - b. <u>Site Visits</u> The Board noted the report on site visits for physician assistants, supervising physicians, and those with collaborative practice agreements and discussed

compliance with the rules relative to supervision of physician assistants by primary and locum tenens physicians.

- c. <u>Mondello, Kelly, PA.</u> To approve the request of Kelly Mondello, PA for additional supervising/locum tenens physicians working at the Baton Rouge General Emergency Department.
- d. <u>Mary, Charles Callan III, M.D.</u> To deny the request of Charles Callan Mary III, M.D., for approval of physicians to serve as his practice monitor.
- [12.] Investigative Report; Personal Appearance; Richard Colon-Ortiz, M.D. On the motion of Dr. Burdine, duly seconded by Dr. Bourgeois and passed by unanimous voice vote, the Board convened in executive session, for the personal appearance of Richard Colon-Ortiz, M.D., concerning a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:17A(1) and (4). Dr. Colon-Ortiz, appeared before the Board as required by the terms of the Superseding Consent Order accepted by the Board. No further action was required or taken on this matter.
- [13.] Investigative Report; Personal Appearance; Mary Lisa Leonard, M.D. On the motion of Dr. Amusa, duly seconded by Dr. Bourgeois and passed by unanimous voice vote, the Board convened in executive session, for the personal appearance of Mary Lisa Leonard, M.D., and several other licensees, as a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat. § 42:17A(1) and (4). Dr. Leonard, accompanied by her attorney, appeared before the Board in connection with the acceptance of her Consent Order approved at the September 2010 meeting. No further action was required or taken on this matter.
- [14.] Investigative Report; Personal Appearance; Gerome Thompson, M.D. On the motion of Dr. Montgomery, duly seconded by Dr. Burdine and passed by unanimous voice vote, the Board convened in executive session for the personal appearance of Gerome Thompson, M.D., as a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:17A(1) and (4). Dr. Thompson appeared before the Board in connection with the acceptance of his Consent Order. No further action was required or taken in this matter.
- [15.] Investigative Report; Personal Appearance; Stephanie Ann Richards, LRT. On the motion of Dr. Bourgeois, duly seconded by Dr. Montgomery and passed by unanimous voice vote, the Board convened in executive session for the personal appearance of Stephanie Ann Richards, LRT, as a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:17A(1) and (4). Stephanie Ann Richards, LRT, appeared before the Board in connection with the acceptance of her Consent Order. No further action was required or taken on this matter.

- [16.] Investigative Report; Personal Appearance; Jill Jane Feinbert, M.D. On the motion of Dr. Montgomery, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board convened in executive session for the personal appearance of Jill Jane Feinbert, M.D., as a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:17A(1) and (4). Dr. Feinbert appeared before the Board in connection with the acceptance of her Consent Order. No further action was required or taken on this matter.
- [17.] Investigative Report; Personal Appearance; Terry John Braud, PA. On the motion of Dr. Amusa, duly seconded by Dr. Burdine and passed by unanimous voice vote, the Board convened in executive session for the personal appearance of Terry John Braud, PA, as a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:17A(1) and (4). Mr. Braud appeared before the Board in connection with the acceptance of his Consent Order. No further action was required or taken on this matter.
- [18.] Investigative Report; Personal Appearance; Abigail Plaisance Peneguy, PA. On the motion of Dr. Bourgeois, duly seconded by Dr. Montgomery and passed by unanimous voice vote, the Board convened in executive session for the personal appearance of Abigail Plaisance Peneguy, PA, as a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:17A(1) and (4). Ms. Peneguy appeared before the Board in connection with the acceptance of her Consent Order. No further action was required or taken on this matter.
- [19.] Investigative Report; Personal Appearance; Christopher William Armstrong, PA. On the motion of Dr. Amusa, duly seconded by Dr. Burdine and passed by unanimous voice vote, the Board convened in executive session for the personal appearance of Christopher William Armstrong, PA, as a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:17A(1) and (4). Mr. Armstrong appeared before the Board in connection with the acceptance of his Consent Order. No further action was required or taken on this matter.
- **[20.] Investigative Report; Personal Appearance; Anthony Stephen Jase, M.D.** On the motion of Dr. Burdine, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board convened in executive session for the personal appearance of Anthony Stephen Jase, M.D., as a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:6.1A(1) and (4). Dr. Jase appeared before the Board in connection with the acceptance of his Consent Order. No further action was required or taken on this matter.
- [21.] Investigative Report; Personal Appearance; Antonio Dessell Edwards, M.D. On the motion of Dr. Montgomery, duly seconded by Dr. Amusa and passed by unanimous voice vote,

the Board convened in executive session for the personal appearance of Antonio Dessell Edwards, M.D., as a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:17A(1) and (4). Dr. Edwards, accompanied by his attorney, Herbert J. Mange, Jr., Esq., appeared before the Board in connection with the acceptance of his Consent Order. No further action was required or taken on this matter.

- **[22.] Investigative Reports; Personal Appearance; Theresa Holmes, CRT.** On the motion of Dr. Montgomery, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board convened in executive session, for the personal appearance of Theresa Holmes, CRT, concerning a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:17A(1) and (4). Theresa Holmes, CRT, appeared before the Board in connection with the acceptance of her Consent Order. No further action was required or taken on this matter.
- 23. Rulings and Advisory Opinions; Medical Psychologist Use of Telemedicine in Mental Health Clinic. The Board reviewed the inquiry by Joseph Conerly, PhD, M.P., ABMP, Office of Behavioral Health, Department of Health and Hospitals, regarding a medical psychologist providing medication management services in rural clinics via telemedicine. At the request of its Executive Director, the Board deferred action on the matter pending additional information.
- **24.** Communication and Information; Louisiana Workers' Compensation Corporation; Katharine C. Rathburn, M.D., MPH, Medical Director. The Board reviewed the communication of Katharine C. Rathburn, M.D., MPH, Medical Director, Louisiana Workers' Compensation Corporation, informing the Board of the implementation of their new drug policy which will include reporting cases to the Board they feel may need investigation along with the response by Dr. Marier expressing appreciation for such reporting which may serve as a model for others.
- **25.** Communication and Information; Voodoo Dan's Tattoo Parlor. The Board noted the information provided regarding Voodoo Dan's Tattoo Parlor where it is reported they are providing services such as implants under the skin, tongue splitting, ear reshaping and other procedures that may only be performed by a qualified physician and the plan to issue a cease and desist order for those services which are beyond their scope of practice.

26. General Administrative Matters; Financial Reports.

<u>Financial Statement</u> - The Board reviewed a statement on the revenue and expenses for the period ending August 31, 2010 and approved all expenditures as noted therein. The Board also reviewed the status of investments as of August 31, 2010. The Board also reviewed a balance sheet and income statement for Clinical Laboratory Personnel for the period ending August 31, 2010 and approved all expenditures as noted therein. The Board also reviewed the status of investments for Clinical Laboratory Personnel as of August 31, 2010.

- **27. General Administrative Matters; President's Report.** The Board received the report of the President in his activities since the last meeting of the Board.
- **28. General Administrative Matters; Executive Director's Report.** The Board received the report of its Executive Director on his activities since the last meeting of the Board. He provided a copy of the next edition of the *Newsletter* scheduled for November; follow-up information on American Association of Physician Specialists, Inc. v. New York State Department of Health stating he will provide a report in December with respect to the rule making effort and provided information on the Statewide Credentialing/Access Control Program and the standard operating procedure under development and revision of disciplinary actions reported on the website.
- **29. General Administrative Matters; Physician's Assistant Advisory Committee.** The Board reviewed the correspondence by Alan Labato, M.D., to the Physician's Assistant Advisory Committee informing them of his replacement on the Committee. Following discussion, it was the consensus of the Board to thank Dr. Labato for his service on the Committee.
- **30.** General Administrative Matters; Medical Psychology; Memorandum of Understanding. The Board reviewed the Memorandum of Understanding between the Louisiana State Board of Examiners of Psychology and the Board. Following review and discussion on the motion of Dr. Amusa, duly seconded by Dr. Montgomery, the Board approved the Memorandum of Understanding and authorized its execution.
- **31. General Administrative Matters; Medical Psychology Advisory Committee.** The Board reviewed the minutes of the meeting of the Medical Psychology Advisory Committee held September 16, 2009 and January 5, February 22, and May 3, 2010. No further action was required or taken on this matter.
- [32.] Licensure and Certification; Clinical Laboratory Personnel. On the motion of Dr. Bourgeois, duly seconded by Dr. Montgomery and passed by unanimous voice vote, the Board convened in executive session to consider the non-routine application for licensure as a matter of the character, professional competency, or physical or mental health of an applicant pursuant to La.Rev.Stat. 42:6.1A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, denied the following for licensure:

Generalist

Aguilar, Alvir Francisco

[33.] Licensure and Certification; Acupuncture Assistant. On motion of Dr. Bourgeois, duly seconded by Dr. Burdine and passed by unanimous voice vote, the Board convened in executive session to consider the non-routine applications of the following as a matter of the character,

professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, approved the following for licensure provided all requirements had been met:

<u>Arbour, Taylor Albert, ACA</u> – Supervising physician: Dr. Johnny Bruce Duke McHugh, 3484 Magnolia Drive, Rayville.

<u>Tigart, Tonya N., ACA</u> – Supervising physician: Dr. Janet E. Johnson, 1440 Canal Street, TB53, New Orleans.

[34.] Licensure and Certification; Occupational Therapist. On motion of Dr. Bourgeois, duly seconded by Dr. Montgomery and passed by unanimous voice vote, the Board convened in executive session to consider the application for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, approved the following for licensure provided all requirements had been met:

Occupational Therapist

Hood. James Lee. Jr.

- **[35.]** Licensure and Certification; Physician Assistants. On the motion of Dr. Bourgeois, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board convened in executive session to consider the applications for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded, and carried by majority voice vote, made the following decisions:
 - a. <u>Prescriptive Authority.</u> To approve the applicants for prescriptive authority in accordance with promulgated of the rules effective January 20, 2005 provided all requirements had been met:
 - 1) <u>Alleman, Lisa Casteigne, PA</u> Supervising physician: Dr. Stephen Lindsey, Ochsner Clinic, 9001 Summa Avenue, Baton Rouge.
 - 2) <u>Benson, Kimberly Christine, PA</u> Supervising physician: Dr. Robert Benson, 3333 Drusilla Lane, Baton Rouge.
 - 3) <u>Boudreaux, Staci Simon, PA</u> Supervising physician: Dr. Steve Springer, Radiation Oncology Department, 1701 Oak Park Boulevard, Lake Charles.

- 4) <u>Broussard, Harold Joseph, Jr., PA</u> Supervising physician: Dr. Harold Hebert, Jr., Teche Occupational Medical Clinic, 510 Jefferson Terrace Boulevard, New Iberia.
- 5) <u>Carruth, James William, PA</u> Supervising physician: Dr. Francisco Silva, AHS Walk In Clinic, Inc., 1602 W. Pinhook Road, Suite 100, Lafayette.
- 6) <u>Chauvin, Aaron Dean, PA</u> Supervising physician: Dr. Jason Mook.
- 7) <u>Coleman, Thomas William, PA</u> Supervising physicians: Drs. Harold Tyler and Shannon Spigener, Natchitoches Regional Medical Center, 501 Keyser Avenue, Natchitoches.
- 8) <u>Erwin, Benjamin Blythe, PA</u> Supervising physician: Dr. Kevin Riche, 8080 Bluebonnet Boulevard, Suite 1000, Baton Rouge.
- 9) <u>Faucon, Katherine Haymore, PA</u> Supervising physicians: Drs. Chad Domangue and Jonathan Thompson, M.S. Haydel, MD Pain Spec Center, 315 Liberty Street, Houma.
- 10) <u>Felder, Kathryn Mary, PA</u> Supervising physician: Dr. Michael Drerup, Alexandria Neurosurgical Clinic, 3704 North Boulevard, Suite C, Alexandria.
- 11) <u>Frederick, Barry Lane, PA</u> Supervising physicians: Drs. Kishore Amaraneni, Ujwal Meka, Angie Ragas and Archie Tatford III, St. Tammany Emergency Room Department, 1202 S. Tyler Street, Covington.
- 12) <u>Harris, Michelle Winter, PA</u> Supervising physicians: Drs. Joanna Holton and Lori Gallaher, 3330 Masonic Drive, Alexandria.
- 13) <u>Howland, Angela Dale, PA</u> Supervising physicians: Drs. Todd Howell, Michael Romaguera, Rodney Tegle, Brent Mazoch, Carrie Cearley, Brian Barrett, Michelle Cosse, Vince Dodge, Thomas Trahan and Tobby Tinsley.
- 14) <u>Huddleston, Kelly Lynn, PA</u> Supervising physicians: Drs. William Anderson, Charles Berggreen, Andrew Nelson, Maheswar Rao, Satyaprasad Alapati, Douglas Walsh, Benton Oubre, Robert Be, Christopher Christensen, Amy Lobrano and Neelima Reddy, Digestive Health Center of Louisiana, 9103 Jefferson Highway, Baton Rouge.
- 15) Jenny, Jeremy Brandt, PA Supervising physician: Dr. Charles Tessier

- III, 5475 Essen Lane, Baton Rouge.
- 16) <u>Kirkendoll, Aarika Bernice, PA</u> Supervising physicians: Drs. Armando Hevia III, Rebecca Hutchings, Jeffrey Kuo, Robert Link, Richard McConnell, Patrick McNulty, Christopher Najberg, Brian Porche, Charles Sea, Frances Smith, Erik Sundell, Liza Dileo, Roxanne Thompson, William Troxler, Richard Vinroot, Jr., Christopher Voigt, Stephen Waldo, Joseph Guarisco, Jeffery Baker, David Coffin, Brent Combs, Patrick Dennis, Victor Garcia-Prats and Vicky Hebert, Ochsner Clinic, 1514 Jefferson Highway, New Orleans.
- 17) <u>LeBlanc. Allison Engle, PA</u> Supervising physician: Dr. Deepeshkumar Patel, 16220 Airline Highway, Prairierville.
- 18) <u>McManus, Cheryl Ann, PA</u> Supervising physician: Dr. Joseph Freeman, 721 Ave. G, Kentwood.
- 19) <u>Melerine, Misty Santita, PA</u> Supervising physicians: Drs. Christopher Ritchey, Susmitha Anumukonda, Samuel Edelman, Keith Strain, Ronald Smith, Brett Rodriguez, Wanda Robinson and Sadda Reddy, 3901 Houma Boulevard, Suite 410 Plaza II, Metairie.
- 20) <u>Messier, John Isles Fraser, PA</u> Supervising physicians: Drs. Vincent Lococo, Stephen Taylor, Jody Chance and Nicole McCommon, 1003 South Spruce Street, Vivian.
- 21) <u>Mittendorf, Major Joseph, PA</u> Supervising physician: Dr. John Schwab, 12091 Bricksome Avenue, Suite B, Baton Rouge.
- 22) <u>Mondello, Kelly Celeste, PA</u> Supervising physicians: Drs. Michael Loewe and Monte Thames, Jr., 5000 Hennessy Boulevard, Baton Rouge.
- 23) <u>Neil, Robin Lynn, PA</u> Supervising physicians: Drs. Lance Bullock, Ramakrishnarao Kongara and Gopinath Kongara, 5425 Brittany Drive, Suite A, Baton Rouge.
- 24) <u>Pippin, Kristin Ann, PA</u> Supervising physician: Dr. Jose Lefran, Ochsner Medical Center, 2750 E. Gause Boulevard, Slidell.
- 25) Ponthier, Dane C., PA Supervising physicians: Drs. Larry Parker, Kelvin Spears, Howard Rigg III, Stuart Yoas, Marcus Stokes, Anthony Pruett, Sara Kelly, Seth Womack, Marcus Brown, Angela Moreau, James Hebert and Nickles Bergeron, 2809 Donahue Ferry Road, Pineville.

- 26) <u>Raetzsch, Michelle Fisher, PA</u> Supervising physicians: Drs. Todd Howell, Michael Romaguera, Rodney Tegle, Brent Mazoch, Carrie Cearley, Brian Barrett, Cary Sharp, Vince Dodge, Michelle Cosse and Thomas Trahan, Lane Regional Medical Center, Emergency Room, 6300 Main Street, Zachary.
- 27) <u>Torres, Ronald Ray, Jr., PA</u> Supervising physician: Dr. John Schwab, 12091 Bricksome Avenue, Suite B, Baton Rouge.
- [36.] Licensure and Certification; Respiratory Therapist. On motion of Dr. Bourgeois, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board convened in executive session to consider the non-routine applications for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, approved the following for licensure provided all requirements had been met:

Davids, Madison Colbi Oliver, Jeffery Darron Reynolds, Kristy M.

[37.] Licensure and Certification; Podiatry. On motion of Dr. Bourgeois, duly seconded by Dr. Burdine and passed by unanimous voice vote, the Board convened in executive session to consider the applications for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, approved the following for licensure provided all requirements had been met:

Advanced Practice – Surgical Treatment of the Ankle

Jo, Jeannie Yun-Jin, DPM

[38.] Licensure and Certification; Medical Psychologist/Advanced Practice. On motion of Dr. Robert Dawson, duly seconded by Dr. Bourgeois and passed by unanimous voice vote, the Board convened in executive session to consider the applications for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, approved the following for licensure provided all requirements had been met:

Medical Psychologist/Advanced Practice

Buxton, Alfred

Heslet, Lynette

Medical Psychologist

Salas, Rafael Angel

- [39.] Licensure and Certification; Physicians & Surgeons; Foreign Medical Graduates. On motion of Dr. LeBlanc, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board convened in executive session to consider the non-routine applications for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, made the following decisions:
 - a. <u>Morandi, Massimo, M.D.</u> To inform waiver of the licensure requirements for Massimo Morandi, M.D., in accordance with §315 of the Board's rules inasmuch as he had been offered the position of professor in the department of orthopaedic surgery, Louisiana State University Health Sciences Center, Shreveport, on the tenured track.
 - b. <u>Non-Routine applicants</u> To approve the following for licensure provided all requirements had been met:

Krober, Miriam

- **[40.] Licensure and Certification; Physicians & Surgeons; U.S./Canadian Medical Graduates.** On motion of Dr. Amusa, duly seconded by Dr. Montgomery and passed by unanimous voice vote, the Board convened in executive session to consider the applications for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote made the following decisions:
 - a. <u>Mitchell-Silver, Kimberly, M.D.</u> To deny the request of Kimberly Mitchell-Silver, M.D., for issuance of a full, unrestricted license and re-affirm the Board's decision to grant her a training permit only.
 - b. <u>Non-Routine</u> To approve the non-routine applications of the following provided all requirements had been met:

Baumer, Nathan Byran Kullman, Ginny Leigh McFadden, Paul Michael Pham, Justin Hung Rhee, Richard Jinho Summers, Evan Layne

Mott, Frank Edmund

- **[41.]** Licensure and Certification; Other Licensure Matters; Fingerprint Discrepancies Report. On motion of Dr. Amusa, duly seconded by Dr. LeBlanc and passed by unanimous voice vote, the Board convened in executive session to review the report of Cecilia Ann Mouton, M.D., Investigating Officer, on the applicants for licensure with fingerprint discrepancies as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote made the following decisions:
 - a. <u>Approved</u> To approve the following for licensure provided all requirements had been met:

Respiratory Therapists

Jackson-Walker, Keina J. Ordoyne, Tammy B.

Walker, Quenitin D.

<u>Polysonmographer</u>

Wagner, Bonnie A.

Clinical Laboratory Personnel

Campbell, Melissa A.
Galloway, Deidre A.
Gray-Taylor, Roshondra L.
Hill, Kimberly N.
Hopkins, Linda D.

Jackson, Angela D. Lee, Brian T. Remides, Dennis C. Stovall, Wanda G.

Physician and Surgeon

Deshaies, Marc R.

[42.] Licensure and Certification; Athletic Trainer. On motion of Dr. Bourgeois, duly seconded by Dr. Burdine and passed by unanimous voice vote, the Board convened in executive session to consider the requests of the following as matters of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, made the following decisions:

- a. <u>Guillot, Ryan J., AT</u> To deny the request of Ryan J. Guillot, AT, for a waiver of an examination attempt denied the request of the following:
- b. <u>Miller, Lee Garrett, AT</u> To deny the request of Lee Garrett Miller, AT to be allowed to sit for the state athletic trainer examination.
- [43.] Licensure and Certification; Other Licensure Matters; Relicensure/Reinstatement. On motion of Dr. Burdine, duly seconded by Dr. Bourgeois and passed by unanimous voice vote, the Board convened in executive session to consider the application for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, the Board made the following decisions:
 - a. <u>Tomberlin, Charles Gary, M.D.</u> To inform Charles Gary Tomberlin, M.D., that he is required to take and pass the SPEX examination to be eligible to return from retired status to the active practice of medicine
 - b. <u>Approved</u> To approve the following for relicensure/reinstatement provided all requirements had been met:

Physicians and Surgeons

Nawabi, Suhaila

[44.] Licensure and Certification; Intern/Examination Registration. On motion of Dr. Montgomery, duly seconded by Dr. Burdine and passed by unanimous voice vote, the Board convened in executive session to consider the applications for intern/examination registration as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:6.1A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, approved issuance of intern training permits to the following provided all requirements had been met:

Ford, James Cody

Ku, Timothy C.

[45.] Licensure and Certification; Other Licensure Matters; Visiting Professor Permit. On motion of Dr. Bourgeois, duly seconded by Dr. Burdine and passed by unanimous voice vote, the Board convened in executive session to consider the request of the following for issuance of a visiting professor permit as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and

passed by unanimous voice vote, approved issuance of a visiting professor permit to the following provided all requirements had been met:

Baker, Linda A., M.D.

46. Licensure and Certification; Other Licensure Matters; Licensees for Suspension. The Board reviewed the list of licensees, who had failed to renew their licenses by September 30, 2010. No further action was required or taken on this matter.

Upon motion made, duly seconded and passed by unanimous voice vote, the meeting adjourned at 4:30 p.m., to reconvene at the Board at 8:30 a.m., Tuesday, October 19, 2010.

Second Session Tuesday, October 19, 2010

The meeting of the Louisiana State Board of Medical Examiners was reconvened at 8:30 a.m., Tuesday, October 19, 2010 at the offices of the Board with everyone in attendance.

- **[47.] Personal Appearances/Docket Calendar; Formal Hearing; Eileen Lynch Ballard, M.D.** On the motion of Dr. Amusa, duly seconded by Dr. Bourgeois and passed by unanimous voice vote, the Board reconvened in executive session for the purpose of a formal hearing to show cause in the matter of Eileen Lynch Ballard, M.D., as a matter relating to allegations of misconduct and the character and professional conduct of a licensee, La.Rev.Stat.§ 42:17A(4) and (10) and conduct an administrative hearing as provided by the legislature in the Louisiana Administrative Procedure Act., La.Rev.Stat.49:951, et.Seq.
- **[48.] Personal Appearances/Docket Calendar; Formal Hearing; Morton Brown, M.D.** On the motion of Dr. Burdine, duly seconded by Dr. Amusa, the Board convened in executive session for review and discussion of the formal hearing in the matter of Morton Brown, M.D., as a matter relating to allegations of misconduct in an administrative hearing as provided by the legislature in the Louisiana Administrative Procedure Act, La. Rev. Stat. § 42:171 A(4) and (10) and La.Rev. Stat. 49:951, *et.Seq*.
- **49. Next Meeting of Board**. The President reminded members that the next meeting of the Board was scheduled for December 6, 7, 2010 at the temporary offices of the Board, 1515 Poydras Street, Suite 2700.

I HEREBY	CERTIFY	that the	foregoing	is a	full,	true	and	correct	accoun	t of	the
proceedings of th	e meeting	of the L	ouisiana S	State	Board	of N	Medica	al Exam	niners, s	save	for
executive session	of the Board	d conduct	ed therein,	held	on Oc	tober	· 18, 1	9, 2010	as appi	ovec	d by
the Board on the 6	th dav of De	ecember.	2010.								

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

MINUTES OF MEETING		
OCTOBER 18, 19, 2010		
	nd seal of the Louisiana State Board	of Medical Examiners this 6 th
day of December 2010.		
	Melvin G. Bourgeois, M.D.	_
	Secretary-Treasurer	
Attest:		_
	Mark Henry Dawson, M.D. President	